IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 10938 of 1998

with

CIVIL APPLICATION No 280 of 2000

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

SAVJIBHAI BIJYA DAMOR

Versus

STATE OF GUJARAT

Appearance:

MR HRIDAY BUCH for Petitioners

MR MA BUKHARI for Respondents

CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 14/06/2000

ORAL JUDGEMENT

1. This special civil application has been filed only on apprehension. Now the notification has been issued by the respondents to reconstitute Santrampur and

Kadana Talukas which were brought within the territory of Panchmahals District. The cause of action has accrued to the petitioners and the petitioners have to file a separate petition against this notification. This petition, which is filed only on apprehension, in view of this subsequent development, otherwise has become infructuous. Prayer made by the petitioners for amendment of the special civil application to incorporate herein challenge to this notification has been declined by this court.

2. As a result of this subsequent development, otherwise also, this petition has become infructuous and the same is dismissed. Rule discharged. However, the dismissal of this petition will not come in the way of the petitioners to challenge the notification dated 31st December, 1999 by filing a separate petition. Interim relief if any, granted stands vacated. No order as to costs.

3. In view of the dismissal of the special civil application, the civil application has become infructuous and the same is dismissed. Notice discharged.

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